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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

PAUL SPECA, an individual

Plaintiff,

vs.

HOME DEPOT U.S.A., INC.; DOES I
through X; and ROE Corporations XI
through XX, inclusive,

Defendant.

Case No. 2:19-cv-02216-JAD-EJY

**STIPULATION AND ORDER TO
DISMISS THE COMPLAINT AGAINST
DEFENDANT HOME DEPOT U.S.A.,
INC. WITH PREJUDICE PURSUANT TO
FED. R. CIV. P. 41(A)(1)**

ECF No. 34

IT IS HEREBY STIPULATED by and between Plaintiff, Paul Specca ("Mr. Specca") and Defendant, Home Depot U.S.A. Inc. ("Home Depot" or "Defendant") (collectively referred to as the "Parties"), by and through their respective counsel, that, pursuant to Fed. R. Civ. P. 41(A)(1):

1. An order shall be entered dismissing this action, and each and all of the claims, counter-claims, and causes of action asserted therein, and which could have been asserted by Plaintiff, with prejudice;

2. All outstanding hearings and deadlines shall be vacated; and

3. The Parties shall bear their own attorneys' fees and costs associated with this action.

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2 **IT IS SO STIPULATED.**

3 LAW OFFICE OF STEVEN H. BURKE, LLC

OGLETREE, DEAKINS, NASH, SMOAK
& STEWART P.C.

4
5 /s/ Steven H. Burke

/s/ Suzanne L. Martin

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Attorneys for Defendant

11 **ORDER**

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13 Based on the parties' stipulation [ECF No. 34] and good cause appearing, IT IS
14 HEREBY ORDERED that THIS ACTION IS DISMISSED with prejudice, each side to bear
15 its own fees and costs. The **Clerk of Court** is directed to **CLOSE THIS CASE**.

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U.S. District Judge Jennifer A. Dorsey

Dated: November 11, 2020